

AMENDED

Serial No. 50869

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. APR 30 1987

Returned to applicant for correction. AUG 27 1987

Corrected application filed. DEC 15 1987 Map filed. DEC 15 1987

The applicant. Area West, Inc. of Nevada

100 North Arlington Suite 102 of Reno

Street and No. or P.O. Box No. City or Town

Nevada 89501 hereby make^s application for permission to change the

State and Zip Code No.

Place of Use of a Portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under. Permit 28444, Certificate 8632
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is. Underground

Name of stream, lake, underground spring or other source.

2. The amount of water to be changed. 0.17634 CFS (127.60 Ac Ft)

Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for. Irrigation

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for. Irrigation

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point. within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 32, T.23N., R.21E.,

Describe as being within a 40-acre subdivision of public survey and by course and

M.D.M. or at a point from which the Southwest corner of said Section 32 bears distance to a section corner. If on unsurveyed land, it should be stated.

S.41°59'42"W. a distance of 3915.67 feet (well 1).

6. The existing permitted point of diversion is located within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 32, T.23N., R.21E.,

If point of diversion is not changed, do not answer.

M.D.M. or at a point from which the Southwest corner of said Section 32 bears

S.41°59'42"W. a distance of 3915.67 feet (well 1).

7. Proposed place of use. Section 5, T.22N., R.21E., M.D.M.: NW $\frac{1}{4}$ NW $\frac{1}{4}$ 0.8 ac.; NW $\frac{1}{4}$ NE $\frac{1}{4}$ 7.0 ac.; Section 32, T.23N.,

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

R.21E., M.D.M.: SW $\frac{1}{4}$ SW $\frac{1}{4}$ 5.5 ac.; NW $\frac{1}{4}$ SW $\frac{1}{4}$ 0.8 ac.; Section 31, T.23N., R.21E.,

M.D.M.: NE $\frac{1}{4}$ SE $\frac{1}{4}$ 0.4 ac.; SE $\frac{1}{4}$ SE $\frac{1}{4}$ 16.0 ac; SW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.4 ac. -Total 31.9 acres.

8. Existing place of use. Section 5, T.22N., R.21E., M.D.M.: NE $\frac{1}{4}$ NW $\frac{1}{4}$ 1.0 ac.; SE $\frac{1}{4}$ NW $\frac{1}{4}$ 4.5

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

ac. Section 32, T.23N., R.21E., M.D.M.: SE $\frac{1}{4}$ SW $\frac{1}{4}$ 7.5 ac.; NE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.9 ac.; SW $\frac{1}{4}$

manner of use of irrigation permit, describe acreage to be removed from irrigation.

SE $\frac{1}{4}$ 6.2 ac.; SE $\frac{1}{4}$ SE $\frac{1}{4}$ 11.8 ac. - Total 31.9 acres.

9. Use will be from. January 1 to December 31 of each year.

Month and Day

Month and Day

10. Use was permitted from. January 1 to December 31 of each year.

Month and Day

Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) drilled well, pump, motor and irrigation

State manner in which water is to be diverted, i.e. diversion structure, ditches,

system. Proof of Completion filed under Permit 28444.

pipes and flumes, or drilled well, etc.

12. Estimated cost of works. existing

13. Estimated time required to construct works. two years

14. Estimated time required to complete the application of water to beneficial use..... five years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

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By s/Tom Foote
160 Hubbard Way
Reno, NV 89502

Compared bc/bk pm/se

Protested.....

..... APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of an underground source as heretofore granted under Permit 28444, Certificate 8632 is issued subject to the terms and conditions imposed in said Permit 28444, Certificate 8632 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.17634 cubic feet per second, but not to exceed 127.6 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before April 30, 1991

Proof of completion of work shall be filed before April 30, 1991

Application of water to beneficial use shall be made on or before April 30, 1991

Proof of the application of water to beneficial use shall be filed on or before April 30, 1991

Map in support of proof of beneficial use shall be filed on or before April 30, 1991

Completion of work filed MAY 20 1991

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

2407 (Rev. 6-81)

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of

my office, this 6th day of May

A.D. 1991

[Signature]
State Engineer

Abrogated By 556011 E78-29-92 Temp

Abrogated By 567101 0.17634 cfs 11-17-92 Temp

Abrogated By 57095